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DEBORAH T. PORITZ
ATTORNEY GENERAL OF NEW JERSEY

By: Brenda Talbot Lewis
Deputy Attorney General
Division of Law - 5th Fl.
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101
Tel. (201) 648-7457

FILED

FEB 20 1996

BOARD OF VETERINARY
MEDICAL EXAMINERS

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF VETERINARY MEDICAL EXAMINERS
OAL DOCKET NO. BDSVE 01963-95C

IN THE MATTER OF THE SUSPENSION	:	
OR REVOCATION OF THE LICENSE OF	:	Administrative Action
	:	
GREGORY WYBERN, V.M.D.	:	CONSENT ORDER
	:	
TO PRACTICE VETERINARY MEDICINE	:	
IN THE STATE OF NEW JERSEY	:	

This matter having been opened to the Board of Veterinary Medical Examiners Court by complaint filed by Deborah T. Poritz, Attorney General of New Jersey, by Brenda Talbot Lewis, Deputy Attorney General, for the suspension or revocation of the license of Gregory Wybern, V.M.D., to practice veterinary medicine in the State of New Jersey, alleging that respondent had been guilty of various acts constituting deviations from the standard of care expected of a veterinarian which constitutes professional misconduct pursuant to N.J.S.A. 45:1-21(e); gross negligence, gross malpractice or gross incompetence pursuant to N.J.S.A. 45:1-21(c); and repeated acts of negligence, malpractice, or incompetence pursuant to N.J.S.A. 45:1-21(d). Dr. Wybern being represented by Gary R. Katz, Esq., and wishing to resolve this matter without the necessity for formal legal action, and acknowledging that his charge to clients of the unconscionable amount of \$100.00 per day for the storage of the body of their deceased dog in a refrigerator, and his refusal to release the body until his bill was paid, constituted professional misconduct pursuant to N.J.S.A. 45:1-21(e), and the Board being satisfied that this Consent Order is adequately protective of the public interest,

IT IS therefore on this 20th day of February 1996,

ORDERED:

1. Respondent Gregory Wybern, V.M.D., is hereby reprimanded for the aforesaid admitted act of professional misconduct;

2. Respondent Gregory Wybern, V.M.D., shall pay to the Board a civil penalty in the amount of \$5000.00 and the costs of investigation in this matter in the amount of \$881.20, both amounts to paid to the Board in equal monthly payments over a period of one year from the date of entry of this Order.

3. Respondent Gregory Wybern, V.M.D., shall cease and desist from the practice of over-charging clients for the storage of deceased pets and refusing to release bodies until all sums owed have been paid.

BOARD OF VETERINARY MEDICAL EXAMINERS

BY Michael G. Hennessy
Michael G. Hennessy, D.V.M.
President

I have read and understood
the within Order and agree
to be bound by the terms
therein. Consent is hereby
given for its entry.

Gregory Wybern, V.M.D.

Consent as to form

Gary R. Hatz, Esq.
Gary R. Hatz, Esq.
Counsel for Dr. Wybern